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8/13/03



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Martin BILLGER et al.

Title: PROTEIN FORMULATIONS

Appl. No.: 09/674,002

Filing Date: 12/27/2000

Examiner: Ruixiang LI

Art Unit: 1646

**RECEIVED**

JUL 29 2003

TECH CENTER 1600/2900

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals from the decision of the final rejection dated March 24, 2003, and the Advisory Action dated July 15, 2003, of the Examiner finally rejecting Claims 1-7, 9, 12, 17, 18, 20-28 and 31-36.

☐ Applicant claims small entity status.

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

07/25/2003 KZEWDIE 00000063 09674002

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320.00 DP

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$320.00
<input checked="" type="checkbox"/>	Extension for response filed within the first month:	\$110.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$430.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$430.00

- ☐ Please charge Deposit Account No. 19-0741 in the amount of \$430.00 . A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$430.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 24 July 2003

By Stephen A. Bent

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